



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

MAY 14 2010

URGENT LEGAL MATTER
CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Stephen K. Havlik
BASF Corporation
Oak Ridge Parkway
P.O. Box 71
Toms River, New Jersey 08754-0071

Subj: Bill for Future Response Costs
Ciba-Geigy Superfund Site, McIntosh, Alabama
Site/Spill ID Numbers: A410 and 04B1
CERCLA ID Number: ALD001221902
Consent Decrees, Civil Action Numbers: 96-0571-CB-M (A410) and
92-0742-AH-C (04B1)
Payment of \$59,185.96

Dear Mr. Havlik:

The purpose of this letter is to request payment of outstanding Future Response Costs incurred by the United States Environmental Protection Agency (EPA) at the Ciba-Geigy Superfund Site (the Site), located in McIntosh, Alabama, pursuant to Consent Decrees (CDs), Civil Action Numbers 96-0571-CB-M (A410) and 92-0742-AH (04B1). The total Future Response Costs incurred at the Site under the CDs are \$59,185.96. Your bill has been calculated as follows:

Site ID Numbers	Dates of Bill	Amounts
A410	3/28/2009 - 3/27/2010	\$ 9,710.38
04B1	3/28/2009 - 3/27/2010	\$49,475.58
Total		\$59,185.96

The itemized Superfund Cost Recovery Package Imaging and On-Line System (SCORPIOS) Reports are enclosed. An explanation for the Indirect Cost Overview is also enclosed.



Please note that there may be other costs incurred during this period which are not yet reflected in our financial systems for this billing. Therefore, additional costs may appear in future bills for this current billing period or costs may appear in this bill from a prior billing period.

As required by Section XVI, Paragraph 52 of each CD, please remit \$59,185.96 within thirty (30) days of receipt of this letter which EPA deems to be seven (7) calendar days from the date of this letter. The check shall be made payable to the EPA Hazardous Substances Superfund and should reference the Ciba-Geigy Superfund Site and the Site/Spill ID Numbers A410 and 04B1. Please mail your payment to:

U. S. Environmental Protection Agency
Superfund Payments
Cincinnati Finance Center
P.O. Box 979076
St. Louis, Missouri 63197-9000

A copy of the check should also be sent to Ms. Paula V. Painter at the address provided below:

U. S. Environmental Protection Agency
Region 4
Superfund Enforcement and Information Management Branch
Superfund Division
Sam Nunn Atlanta Federal Center
61 Forsyth Street, S.W.
Atlanta, Georgia 30303

At the time of payment, Settling Defendant shall also send notice that payment has been made to EPA by email to acctreceivable.CINWD@epa.gov. Settling Defendant shall also provide a written notice of payment to United States Department of Justice in accordance with Section XXVII of Site/Spill ID Numbers 04B1 and Section XXVI of Site/Spill ID Numbers A410 of the CDs.

Should you wish to dispute all or part of this bill, you must notify EPA of such dispute in accordance with the dispute resolution provisions contained in Section XVI, Paragraph 54 and Section XIX of each CD. However, payment of all undisputed portions of this bill is due no later than thirty (30) days from your receipt of this letter pursuant to Section XVI, Paragraph 52 of each CD.


If payment of all, or the undisputed amounts of this bill is not made within thirty (30) days, interest on the unpaid amount shall begin to accrue from the date of the bill and continue to accrue through the date of payment, in accordance with Section XVI, Paragraph 55 of each CD. Furthermore, Section XX, Paragraph 70 of each CD states that stipulated penalties may be

assessed in the amount of \$1,000.00 per day for the 1st through the 29th day after payment was due, with additional penalties accruing thereafter through the date full payment is made.

If the payment amount identified in this letter is not paid within the time required under each CD, EPA may take further collection efforts, including the referral of this debt to the United States Department of Justice for enforcement and collection. The referral will seek payment of the amount due as provided in both CDs, plus accrued interest, stipulated penalties, and enforcement costs, including attorney's fees, as appropriate.

If there are any questions regarding this bill, please contact Charles L. King, Jr., Remedial Project Manager, at 404-562-8931, or Lisa Ellis, Associate Regional Counsel, at 404-562-9541. Please note, unless otherwise advised in writing by EPA, any communications with EPA will not relieve you of your obligation to make the required timely payment as provided in this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "Dorothy L. Rayfield".

Dorothy L. Rayfield, Chief
Grants, Finance and Cost Recovery Branch
Office of Policy and Management

Enclosures:

1. SCORPIOS Reports (dated May 12, 2010)
2. Indirect Cost Overview - 65 Fed. Reg. 35339 (May 30, 2000)

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Narrative Cost Summary

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2009 through March 27, 2010

1. The United States Environmental Protection Agency has incurred at least \$6,741.92 for Regional Payroll Costs.
2. The United States Environmental Protection Agency has incurred at least \$2,968.46 for Indirect Costs.

Total Site Costs:

\$9,710.38

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Itemized Cost Summary

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2009 through March 27, 2010

REGIONAL PAYROLL COSTS	\$6,741.92
EPA INDIRECT COSTS	\$2,968.46
Total Site Costs:	<u>\$9,710.38</u>

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Regional Payroll Costs

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2009 through March 27, 2010

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Hours</u>	<u>Payroll Costs</u>
BROWN, PAMELA S.	2009	16	7.00	360.41
STATEN, PAMELA		20	2.50	128.72
FINANCIAL SPECIALIST		22	1.25	65.33
			10.75	\$554.46
ELLIS, ELISABET M.	2009	22	1.50	109.53
ATTORNEY ADVISER			1.50	\$109.53
KING, CHARLES L., JR.	2009	13	4.00	263.30
ENVIRONMENTAL ENGINEER		14	4.00	265.42
		15	1.00	66.35
		16	2.00	132.71
		17	7.00	467.72
		18	3.00	200.82
		19	3.00	200.45
		20	2.00	134.93
		21	2.00	132.49
		22	7.00	477.56
		23	3.00	200.10
		24	4.00	262.53
		25	4.00	263.72
		26	4.00	262.90
		27	1.00	68.09
	2010	01	2.00	134.03
		02	3.00	197.18
		03	3.00	194.20
		04	3.00	189.08
		05	2.00	128.05
		06	3.00	188.89
		08	1.00	67.59
		09	3.00	203.13
		10	3.00	202.46
		11	3.00	204.91
		12	4.00	269.94
			81.00	\$5,378.55

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Regional Payroll Costs

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2009 through March 27, 2010

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Hours</u>	<u>Payroll Costs</u>
PAINTER, PAULA V.	2009	24	0.25	11.70
BACHELOR, PAULA V.		25	0.25	11.51
ENVIRONMENTAL PROTECTION SPECIALIST			<u>0.50</u>	<u>\$23.21</u>
STEVENS, ANGELA M.	2009	22	0.25	9.20
CERCLIS DATA SPECIALIST		24	0.25	9.15
			<u>0.50</u>	<u>\$18.35</u>
THOMS, SHARON	2009	15	11.00	657.82
LIFE SCIENTIST			<u>11.00</u>	<u>\$657.82</u>
Total Regional Payroll Costs			<u>105.25</u>	<u>\$6,741.92</u>

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EPA Indirect Costs

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2009 through March 27, 2010

<u>Fiscal Year</u>	<u>Direct Costs</u>	<u>Indirect Rate(%)</u>	<u>Indirect Costs</u>
2009	4,762.46	44.03%	2,096.91
2010	1,979.46	44.03%	871.55
	<u>6,741.92</u>		
Total EPA Indirect Costs			<u>\$2,968.46</u>

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EPA Indirect Costs

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2009 through March 27, 2010

PAYROLL DIRECT COSTS

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Costs</u>	<u>Ind. Rate (%)</u>	<u>Indirect Costs</u>
BROWN, PAMELA S.	2009	16	360.41	44.03%	158.69
		20	128.72	44.03%	56.68
		22	65.33	44.03%	28.76
			<u>554.46</u>		<u>\$244.13</u>
ELLIS, ELISABET M.	2009	22	109.53	44.03%	48.23
			<u>109.53</u>		<u>\$48.23</u>
KING, CHARLES L., JR.	2009	13	263.30	44.03%	115.93
		14	265.42	44.03%	116.86
		15	66.35	44.03%	29.21
		16	132.71	44.03%	58.43
		17	467.72	44.03%	205.94
		18	200.82	44.03%	88.42
		19	200.45	44.03%	88.26
		20	134.93	44.03%	59.41
		21	132.49	44.03%	58.34
		22	477.56	44.03%	210.27
		23	200.10	44.03%	88.10
		24	262.53	44.03%	115.59
		25	263.72	44.03%	116.12
		26	262.90	44.03%	115.75
		27	68.09	44.03%	29.98
			<u>3,399.09</u>		<u>\$1,496.61</u>
PAINTER, PAULA V.	2009	24	11.70	44.03%	5.15
		25	11.51	44.03%	5.07
			<u>23.21</u>		<u>\$10.22</u>
STEVENS, ANGELA M.	2009	22	9.20	44.03%	4.05

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EPA Indirect Costs

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2009 through March 27, 2010

PAYROLL DIRECT COSTS

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Costs</u>	<u>Ind. Rate (%)</u>	<u>Indirect Costs</u>
STEVENS, ANGELA M.	2009	24	9.15	44.03%	4.03
			18.35		\$8.08
THOMS, SHARON	2009	15	657.82	44.03%	289.64
			657.82		\$289.64
Total Fiscal Year 2009 Payroll Direct Costs:			4,762.46		\$2,096.91
Total Fiscal Year 2009:			4,762.46		\$2,096.91

PAYROLL DIRECT COSTS

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Costs</u>	<u>Ind. Rate (%)</u>	<u>Indirect Costs</u>
KING, CHARLES L., JR.	2010	01	134.03	44.03%	59.01
		02	197.18	44.03%	86.82
		03	194.20	44.03%	85.51
		04	189.08	44.03%	83.25
		05	128.05	44.03%	56.38
		06	188.89	44.03%	83.17
		08	67.59	44.03%	29.76
		09	203.13	44.03%	89.44
		10	202.46	44.03%	89.14
		11	204.91	44.03%	90.22

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EPA Indirect Costs

CIBA-GEIGY/MCINTOSH PLT, MCINTOSH, AL SITE ID = A4 10

Costs from March 28, 2009 through March 27, 2010

PAYROLL DIRECT COSTS

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Costs</u>	<u>Ind. Rate (%)</u>	<u>Indirect Costs</u>
KING, CHARLES L., JR.	2010	12	269.94	44.03%	118.85
			1,979.46		\$871.55
Total Fiscal Year 2010 Payroll Direct Costs:			1,979.46		\$871.55
Total Fiscal Year 2010:			1,979.46		\$871.55
Total EPA Indirect Costs					\$2,968.46

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Narrative Cost Summary

CIBA GEIGY CORPORATION, MCINTOSH, AL SITE ID = 04 B1

Costs from March 28, 2009 through March 27, 2010

1. The United States Environmental Protection Agency has incurred at least \$2,462.62 for Regional Payroll Costs.
2. The United States Environmental Protection Agency has incurred at least \$366.65 for Regional Travel Costs.
3. The United States Environmental Protection Agency has incurred costs of at least \$93.63 for REGIONAL OVERSIGHT CONTRACT (ROC) COSTS contract expenditures. The total represents the amount spent under the TECHLAW, INC. contract.
4. The United States Environmental Protection Agency has incurred costs of at least \$5,781.38 for SUPERFUND COOPERATIVE AGREEMENT (SCA) contract expenditures. The total represents the amount spent under the ADEM contract.
5. The United States Environmental Protection Agency has incurred costs of at least \$25,646.60 for SUPERFUND COOPERATIVE AGREEMENT (SCA) contract expenditures. The total represents the amount spent under the ADEM contract.
6. The United States Environmental Protection Agency has incurred at least \$15,124.70 for Indirect Costs.

Total Site Costs:

\$49,475.58

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Itemized Cost Summary

CIBA GEIGY CORPORATION, MCINTOSH, AL SITE ID = 04 B1

Costs from March 28, 2009 through March 27, 2010

REGIONAL PAYROLL COSTS	\$2,462.62
REGIONAL TRAVEL COSTS	\$366.65
REGIONAL OVERSIGHT CONTRACT (ROC) COSTS	
TECHLAW, INC. (EPW05040)	\$93.63
SUPERFUND COOPERATIVE AGREEMENT (SCA)	
ADEM (V95444609)	\$5,781.38
ADEM (V96487208)	\$25,646.60
EPA INDIRECT COSTS	\$15,124.70
Total Site Costs:	<u>\$49,475.58</u>

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Regional Payroll Costs

CIBA GEIGY CORPORATION, MCINTOSH, AL SITE ID = 04 B1

Costs from March 28, 2009 through March 27, 2010

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Hours</u>	<u>Payroll Costs</u>
BROWN, PAMELA S.	2009	16	3.25	167.34
STATEN, PAMELA		17	4.00	205.96
FINANCIAL SPECIALIST		19	7.00	360.41
		20	7.50	386.17
		21	7.50	386.16
		22	5.75	300.46
		23	5.50	283.17
		24	4.25	218.83
			<u>44.75</u>	<u>\$2,308.50</u>
KING, CHARLES L., JR.	2010	07	2.00	135.77
ENVIRONMENTAL ENGINEER			<u>2.00</u>	<u>\$135.77</u>
STEVENS, ANGELA M.	2009	22	0.25	9.20
CERCLIS DATA SPECIALIST		24	0.25	9.15
			<u>0.50</u>	<u>\$18.35</u>
Total Regional Payroll Costs			<u><u>47.25</u></u>	<u><u>\$2,462.62</u></u>

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Regional Travel Costs

CIBA GEIGY CORPORATION, MCINTOSH, AL SITE ID = 04 B1

Costs from March 28, 2009 through March 27, 2010

<u>Traveler/Vendor Name</u>	<u>Travel Number</u>	<u>Treasury Schedule</u>	<u>Treasury Schedule Date</u>	<u>Travel Costs</u>
KING, CHARLES L., JR. ENVIRONMENTAL ENGINEER	0P8YOL	ACHA09099	04/13/2009	366.65
				<u>\$366.65</u>
Total Regional Travel Costs				<u><u>\$366.65</u></u>

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Contract Costs

CIBA GEIGY CORPORATION, MCINTOSH, AL SITE ID = 04 B1

Costs from March 28, 2009 through March 27, 2010

REGIONAL OVERSIGHT CONTRACT (ROC) COSTS

Contractor Name: TECHLAW, INC.

EPA Contract Number: EPW05040

Delivery Order Information	<u>DO #</u>	<u>Start Date</u>	<u>End Date</u>
	30	01/31/2009	02/27/2009

Project Officer(s): WALKER, DARRYL

Dates of Service: From: 01/31/2009 To: 02/27/2009

Summary of Service: REGIONAL OVERSIGHT CONTRACT(REDI-SUBCLAS

Total Costs: \$93.63

<u>Voucher Number</u>	<u>Voucher Date</u>	<u>Voucher Amount</u>	<u>Treasury Schedule Number and Date</u>	<u>Site Amount</u>
3030-030-42	03/07/2009	354.85	R9957 04/15/2009	93.63
			Total:	<u><u>\$93.63</u></u>

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Contract Costs

CIBA GEIGY CORPORATION, MCINTOSH, AL SITE ID = 04 B1

Costs from March 28, 2009 through March 27, 2010

SUPERFUND COOPERATIVE AGREEMENT (SCA)

State Agency: ADEM
SCA Number: V95444609
Project Officer(s): Chinwe Ozulumba
Dates of Service: From: 10/01/2009 To: 09/30/2011
Summary of Service:
Total Costs: \$5,781.38

<u>Drawdown Number</u>	<u>Drawdown Date</u>	<u>Drawdown Amount</u>	<u>Treasury Schedule Number and Date</u>	<u>Site Amount</u>
636000619AV	01/14/2010	156,723.60	00200130372 01/14/2010	4,784.46
636000619AV	03/11/2010	95,123.43	00740130372 03/11/2010	996.92
			Total:	<u>\$5,781.38</u>

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Contract Costs

CIBA GEIGY CORPORATION, MCINTOSH, AL SITE ID = 04 B1

Costs from March 28, 2009 through March 27, 2010

SUPERFUND COOPERATIVE AGREEMENT (SCA)

State Agency: ADEM

SCA Number: V96487208

Project Officer(s): Chinwe Ozulumba

Dates of Service: From: 10/01/2007 To: 09/30/2009

Summary of Service:

Total Costs: \$25,646.60

<u>Drawdown Number</u>	<u>Drawdown Date</u>	<u>Drawdown Amount</u>	<u>Treasury Schedule Number and Date</u>	<u>Site Amount</u>
636000619AV	10/16/2009	103,673.96	03030130372 10/16/2009	25,646.60
			Total:	<u>\$25,646.60</u>

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EPA Indirect Costs

CIBA GEIGY CORPORATION, MCINTOSH, AL SITE ID = 04 B1

Costs from March 28, 2009 through March 27, 2010

<u>Fiscal Year</u>	<u>Direct Costs</u>	<u>Indirect Rate(%)</u>	<u>Indirect Costs</u>
2009	2,787.13	44.03%	1,227.18
2010	31,563.75	44.03%	13,897.52
	<u>34,350.88</u>		

Total EPA Indirect Costs

\$15,124.70

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EPA Indirect Costs

CIBA GEIGY CORPORATION, MCINTOSH, AL SITE ID = 04 B1

Costs from March 28, 2009 through March 27, 2010

PAYROLL DIRECT COSTS

<u>Employee Name</u>	<u>Fiscal Year</u>	<u>Pay Period</u>	<u>Payroll Costs</u>	<u>Ind. Rate (%)</u>	<u>Indirect Costs</u>
BROWN, PAMELA S.	2009	16	167.34	44.03%	73.68
		17	205.96	44.03%	90.68
		19	360.41	44.03%	158.69
		20	386.17	44.03%	170.03
		21	386.16	44.03%	170.03
		22	300.46	44.03%	132.29
		23	283.17	44.03%	124.68
		24	218.83	44.03%	96.35
			2,308.50		\$1,016.43
STEVENS, ANGELA M.	2009	22	9.20	44.03%	4.05
		24	9.15	44.03%	4.03
			18.35		\$8.08
Total Fiscal Year 2009 Payroll Direct Costs:			2,326.85		\$1,024.51

TRAVEL DIRECT COSTS

<u>Traveler/Vendor Name</u>	<u>Travel Number</u>	<u>Treasury Schedule Date</u>	<u>Travel Costs</u>	<u>Ind. Rate (%)</u>	<u>Indirect Costs</u>
KING, CHARLES L., JR.	0P8YOL	04/13/2009	366.65	44.03%	161.44
			366.65		\$161.44
Total Fiscal Year 2009 Travel Direct Costs:			366.65		\$161.44

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EPA Indirect Costs

CIBA GEIGY CORPORATION, MCINTOSH, AL SITE ID = 04 B1

Costs from March 28, 2009 through March 27, 2010

OTHER DIRECT COSTS

Contract, IAG, SCA, Misc.NO	Voucher Number	Treasury Schedule Date	Site Amount	Annual/SMO Allocation Costs	Ind. Rate (%)	Indirect Costs
EPW05040	3030-030-42	04/15/2009	93.63	0.00	44.03%	41.23
			93.63	0.00		\$41.23

Total Fiscal Year 2009 Other Direct Costs:	93.63	0.00	\$41.23
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Total Fiscal Year 2009:	2,787.13	\$1,227.18
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PAYROLL DIRECT COSTS

Employee Name	Fiscal Year	Pay Period	Payroll Costs	Ind. Rate (%)	Indirect Costs
KING, CHARLES L., JR.	2010	07	135.77	44.03%	59.78
			135.77		\$59.78

Total Fiscal Year 2010 Payroll Direct Costs:	135.77	\$59.78
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OTHER DIRECT COSTS

Contract, IAG, SCA, Misc.NO	Voucher Number	Treasury Schedule Date	Site Amount	Annual/SMO Allocation Costs	Ind. Rate (%)	Indirect Costs
V95444609	636000619AV	01/14/2010	4,784.46	0.00	44.03%	2,106.60
		03/11/2010	996.92	0.00	44.03%	438.94
			5,781.38	0.00		\$2,545.54

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EPA Indirect Costs

CIBA GEIGY CORPORATION, MCINTOSH, AL SITE ID = 04 B1

Costs from March 28, 2009 through March 27, 2010

OTHER DIRECT COSTS

Contract, IAG, SCA, Misc.NO	Voucher Number	Treasury Schedule Date	Site Amount	Annual/SMO Allocation Costs	Ind. Rate (%)	Indirect Costs
V96487208	636000619AV	10/16/2009	25,646.60	0.00	44.03%	11,292.20
			25,646.60	0.00		\$11,292.20
Total Fiscal Year 2010 Other Direct Costs:			31,427.98	0.00		\$13,837.74
Total Fiscal Year 2010:			31,563.75			\$13,897.52
Total EPA Indirect Costs						\$15,124.70